

BOARD OF COUNTY COMMISSIONERS
Agenda Item Summary

Meeting Date January 21, 2004

Division **County Attorney**

AGENDA ITEM WORDING

Approval and authorization to execution an Assignment of Leasehold of the Big Pine Key Shopping Center Library space from Michael Weisser to Big Pine Shopping Center LLC.

ITEM BACKGROUND

February 19, 2003 Lessor Weisser entered into a lease with County for additional space for the library on Big Pine Key. On October 31, 2003 Lessor Weisser sold the Big Pine Shopping to Lessor Big Pine Shopping Center LLC. In order for the payment to be redirected to and any other transactions occur with the new owner, an assignment document needs to be executed between the parties.

PREVIOUS RELEVANT BOCC ACTION

CONTRACT/AGREEMENT CHANGES

STAFF RECOMMENDATIONS

Approval.

TOTAL COST

BUDGETED Yes No

COST TO COUNTY

SOURCE OF FUNDS

APPROVED BY: County Attorney ☒

OMB/Purchasing ☐

Risk Management ☐

DIVISION DIRECTOR APPROVAL:

 01/06/04
JOHN R. COLLINS

DOCUMENTATION:

Included ☐

To Follow ☐

Not Required ☐

AGENDA ITEM # _____

PF

ASSIGNMENT AND ASSUMPTION OF LEASEHOLD
BIG PINE KEY SHOPPING CENTER LIBRARY SPACE

THIS AGREEMENT for the assignment and assumption of leasehold is made this 21st day of January, 2004, by and among the following parties:

1. Michael H. Weisser d/b/a Big Pine Key Plaza (Lessor Weisser);
2. Monroe County (Lessee); and
3. Big Pine Shopping Center, LLC (Lessor BPSC).

WHEREAS, on February 19, 2003, Lessor Weisser and Lessee entered into a lease dated for the purpose of expanding the Monroe County Library, which was housed in an adjacent unit of the shopping center, which unit is owned by County; and

WHEREAS, on October 31, 2003, Lessor Weisser sold the Big Pine Shopping Center to Lessor BPSC; and

WHEREAS, the existing lease requires an assignment document for the parties to assign the lease to the new owner, lessor BPSC; now therefore,

The Lessor Weisser, Lessee, and Lessor BPSC mutually agree as follows:

1. Lessor Weisser assigns his rights and interest in the lease dated between Lessor Weisser and Lessee. A copy of said lease is attached hereto as Exhibit A.
2. Lessee consents to the Lease Assignment through the expiration of the Lease on , under the same terms and conditions.
3. All responsibilities, liabilities, privileges and immunities held by Lessor Weisser pursuant to the lease are hereby transferred to Lessor BPSC.
4. Rent payments shall be made, and all notices due to lessor shall be sent, to Big Pine Shopping Center, LLC, PO Box 431944, Big Pine Key, FL. 33043.

IN WITNESS WHEREOF, the parties have set their hands and seals as of the date first written above.

(SEAL)
ATTEST: DANNY L. KOLHAGE, CLERK

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

BY: _____
Deputy Clerk

BY: _____
Mayor Murray E. Nelson

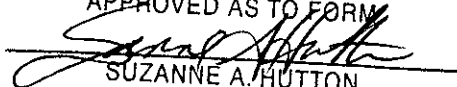
LESSOR WEISSER

LESSOR BPSC

BY: _____
Michael H. Weisser

BY: _____
President

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM


SUZANNE A. HUTTON
ASSISTANT COUNTY ATTORNEY
Date 12/29/03